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7780/16 (P-00303)



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

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Attorney Docket No.	7780/16 (P-00303)
Application Number	10/005,391
Filing Date	DECEMBER 5, 2001
First Named Inventor	RODNEY E. NORWOOD
Group Art Unit	. 3635
Examiner	GREEN, C. M.

						Examiner			GREEN	I, C. N	1. 			
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	Amendment				Assi	gnment Papers						mmunication to ad Interferences		
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			×	I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 50-1713 (Cardinal Law Group). A duplicate copy of this sheet is enclosed.										
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Signatu	ıre FRAN	K C. NICHOLAS	(33,983	<u> </u>	,			-	Date	<u> </u>	bruan	<u>, 27, 2006</u>		

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22202-1450 on this date:

February 27, 2006
(Date of Transmission

FRANK C. NICHOLAS (33,983)

Name of applicant, assignee or registered representative

Signature

February 27, 2006

Date of Signature

PATENT Case No. 7780/16 (P-00303)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)
RODNEY E. NORWOOD) Examiner: Green, Christy Marie
Serial No.: 10/005,391)
Filed: DECEMBER 5, 2001) Group Art Unit: 3635
Title: MOBILE CELLULAR TELEPHONE TOWER)
IELEFHONE IOWEK)

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22202-1450

Dear Sir:

Applicant petitions for a ruling that this case is not in fact abandoned.

February 27, 2006

Case No.: 7780/16 (P-00303)

Serial No.: 10/005,391 Page 2 of 2

The PTO issued a notice of abandonment dated November 29, 2005 indicating that Applicant did not timely pay the publication fee. However, Applicant did, in fact timely pay the publication fee.

Attached hereto is a copy (Exhibit A) of the transmittal form filed with the issue fee payment of September 27, 2005 indicating that the Commissioner was authorized to charge any fees which may be required to deposit account 50-1713. A duplicate copy of the sheet was also filed. A copy of the OIPE stamped transmittal form is also attached as Exhibit B, and the complete package filed on September 27, 2005 (including the 5 pages faxed to the PTO with the auto-reply facsimile transmission indicating 5 pages received) is attached as Exhibit C.

Therefore, Applicant did in fact timely authorize the Commissioner to charge the publication fee at the same time as the issue fee. Thus, the holding of abandonment is a PTO mistake.

Applicant requests a holding that this case is not abandoned, and has never been abandoned. Applicant requests that the case then proceed to issuance with all due haste.

Respectfully submitted,

Dated: February 27, 2006

CARDINAL LAW GROUP

Suite 2000

1603 Orrington Avenue Evanston, Illinois 60201

Phone: (847) 905-7111 Fax: (847) 905-7113 Frank C. Nicholas

Registration No. 33,983 Attorney for Applicant



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Attorney Docket No.	7780/16 (P-00303)	
Application Number	10/005,391	
Filing Date	DECEMBER 5, 2001	
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Group Art Unit	3635	
Examiner	GREEN, C. M.	

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Exhibit A

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PAGE 25 * RCVD AT 9/27/2005 4:52:56 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-6/30 * DNIS:2732885 * CSID:+18479057113 * DURATION (mm-ss):02-26

9/27/2005 5:17 PM PAGE USPTO 17001 - Fax Server 13 COMPANY: TO: Auto-reply fax to +1847905



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U.S. PATENT AND TRADEMARK OFFICE

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Fax #:

(571) 273-2885

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Client/Matter No.;

7780/16 (P-00303)

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Date:

SEPTEMBER 27, 2005

To:

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ISSUE FEE

(571) 273-2885

Fax #: From:

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Phone: (847) 905-

Client/Matter No.:

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TRANSMITTAL FORM

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LESLIE B. WILSON (33,816)

Attorney Docket No.	7780/16 (P-00303)	
Application Number	10/005,391	
Filing Date	DECEMBER 5, 2001	
First Named Inventor	RODNEY E. NORWOOD	
Group Art Unit	3635	
Examiner	GREEN, C. M.	

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